



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Wands, *et al.*  
ASSIGNEE : Rhode Island Hospital  
SERIAL NUMBER : 09/859,604 EXAMINER : Karen A. Canella  
FILING DATE : May 17, 2001 ART UNIT : 1642  
FOR : DIAGNOSIS AND TREATMENT OF MALIGNANT NEOPLASMS

September 27, 2001

BOX MISSING PARTS  
Commissioner for Patents and Trademarks  
Washington, D.C. 20231

TRANSMITTAL LETTER

In response to the Notice to File Missing Parts mailed August 1, 2001, we are filing herewith the following documents for the above identified patent application:

- Nucleotide/Amino Acid Sequence Submission, paper copy (16 pages)
  - Computer Readable Form (1 disk)
  - Statement in Support of Computer Readable Form Submission under 37 C.F.R. § 1.821(f) (1 page)
- Preliminary Amendment (2 pages);
- Response to Notice to File Missing Parts (1 page);
- Copy of Transmittal with executed Combined Declarations and Powers of Attorney (11 pages);
- Copy of Notice to File Missing Parts of Nonprovisional Application (2 pages); and
- a postcard.

Applicants believe that this filing is due on or before October 1, 2001, and that no fee is required. However, if a fee is due, the Commissioner is hereby authorized to charge any fees that may be due to Deposit Account No. 50-0311, Reference No. 21486-032CIP. A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

  
Ingrid A. Beattie, Reg. No. 42,306  
c/o MINTZ, LEVIN  
One Financial Center  
Boston, Massachusetts 02111  
Tel: (617) 542-6000  
Fax: (617) 542-2241

Express Mail Label No.: EL862265424US  
Date of Deposit: September 27, 2001

PATENT APPLICATION  
Attorney Docket No. 21486-032CIP



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Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Responsive to the Notice To File Missing Parts mailed August 1, 2001, Applicants submit herein a copy of the Notice to File Missing Parts and a copy of the executed Combined Declaration and Power of Attorney documents we submitted on July 17, 2001. Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21486-032 CIP.

Respectfully submitted,

  
\_\_\_\_\_  
Ingrid A. Beattie, Reg. No. 42,306  
c/o MINTZ, LEVIN  
One Financial Center  
Boston, Massachusetts 02111  
Tel: (617) 542-6000  
Fax: (617) 542-2241

TRA 1569763v1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

O I P E U S A T  
SEP 27 2001  
P A T E N T & T R A D E M A R K O F F I C E  
APPLICANTS : Wands, et al.  
ASSIGNEE : Rhode Island Hospital  
SERIAL NUMBER : 09/859,604 EXAMINER : Not Yet Assigned  
FILING DATE : May 17, 2001 ART UNIT : Not Yet Assigned  
FOR : DIAGNOSIS AND TREATMENT OF MALIGNANT NEOPLASMS

July 17, 2001  
Boston, Massachusetts

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**TRANSMITTAL LETTER**

Transmitted herewith for filing in the present application are the following documents:

- Two Executed Combined Declaration and Power of Attorney Documents (8 pgs.);
- Check No. 9539 in the amount of \$65.00 in compliance with 37 C.F.R. §1.16(e); and
- Return postcard.

Applicants believe that no additional fees are due with this submission; however, the Commissioner is hereby authorized to charge any fees that may be due to Deposit Account No. 50-0311, Reference No. 21486-032 CIP. A duplicate copy of this Transmittal Letter is enclosed.

Respectfully submitted,

Ingrid A. Beattie, Reg. No. 42,306  
c/o MINTZ, LEVIN  
One Financial Center  
Boston, Massachusetts 02111  
Tel: (617) 542-6000  
Fax: (617) 542-2241

Serial No. **09/859,604** File No. **21486-032CIP** IRE/LAB

Title: **DIAGNOSIS AND TREATMENT OF MALIGNANT NEOPLASMS**

Application of **Wands et al.** Date: **5/17/01**

The U.S. PTO Mail Room acknowledges receipt of the following on the date stamped hereon:

- Req. for CPA under 37 CFR 1.53(d)  Provisional Application Cover Sheet  
 Change of Attorney's Address  Int. Disc. Statement, PTO Form 1449  
 New Power of Attorney  References Cited  
 Patent Application  Copy of Notice to File Missing Parts  
 Non-provisional  Provisional  Amendment/Response  
 incl. \_\_\_\_\_ pages, ( pg.) Specification,  Petition for Ext. of Time (x2)  
 Design Patent Application ( pg.) Claims ( # claims)  Issue Fee Transmittal  
 Declaration(s) **Executed: two** Letter to Official Draftsperson  
 Drawings  sheet(s) (FIGS. \_\_\_\_\_)  Notice of Appeal  
 Formal  Informal  Brief (x3)  
 Verified Statement claiming small entity status  Check for \$ **65.00**  Check # **9529**  
 Assignment and Cover Sheet  Transmittal Letter (x2) **(1 Pg.)**  
 Cart. of Mailing under 37 CFR 1.8(a) **EK611846314US**  
 Express Mail Label No. **4**

Other \_\_\_\_\_

DATE MAILED **July 17, 2001**



MINTZ LEVIN COHN FERRIS GLOVSKY

**& POPEO PC**  
ONE FINANCIAL CTR.  
BOSTON, MA 02111

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DATE 7/12/01

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/859,604	05/17/2001	Jack R. Wands	21486-032 CIP

## CONFIRMATION NO. 5006

## FORMALITIES LETTER



\*OC00000006370661\*

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY and POPEO, P.C.  
 One Financial Center  
 Boston, MA 02111

Date Mailed: 08/01/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

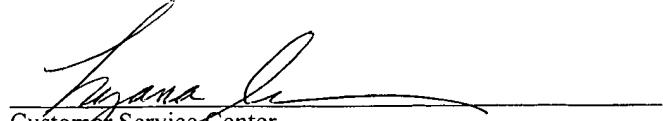
An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

*A copy of this notice MUST be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE